REGISTERED No. M. 4631.

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. III] Trivandrum, Saturday, 25th January 1958 [No. 8

GOVERNMENT OF KERALA

Law Department

NOTIFICATION

No. 7025/57/Law (B4)

Dated, Trivandrum, 25th January 1958.

The following Ordinance promulgated by the Governor is hereby published for general information.

By order of the Governor,

P. D. THOMMEN,

Law Secretary.

ORDINANCE No. 2 OF 1958

THE MADRAS ESSENTIAL ARTICLES CONTROL AND REQUISITIONING (TEMPORARY POWERS) AMENDMENT ORDINANCE, 1958

Promulgated by the Governor in the Eighth Year of the Republic of India.

AN

ORDINANCE

to amend the Madras Essential Articles Control and Requisitioning (Temporary Powers) Act, 1949.

Preamble.—WHEREAS the Legislative Assembly of the State of Kerala is not in session and the Governor is satisfied that circumstances exist which render it necessary for him to take immediate action;

AND whereas instructions from the President have been obtained in pursuance of the proviso to clause (1) of article 213 of the Constitution of India;

NOW, therefore, in exercise of the powers conferred by clause (1) of article 213 of the Constitution of India, the Governor is pleased to promulgate the following Ordinance:—

1. *Short title and commencement.*—(1) This Ordinance may be called the Madras Essential Articles Control and Requisitioning (Temporary Powers) Amendment Ordinance, 1958.

(2) It shall come into force at once.

2. *Amendment of section* 1.—In section 1 of the Madras Essential Articles Control and Requisitioning (Temporary Powers) Act, 1949 (Madras Act XXIX of 1949), hereinafter referred to as the principal Act,—

(i) in sub-section (1), for the words and brackets "Madras Essential Articles Control and Requisitioning (Temporary Powers) Act", the words and brackets "Essential Articles Control and Requisitioning (Temporary Powers) Act" shall be substituted;

(ii) for sub-section (2), the following sub-section shall be substituted, namely:—

"(2) It extends to the whole of the State of Kerala.";

(iii) in sub-section (3), for the words, figures and letters "the 25th January 1958", the words, figures and letters "the 25th January 1959" shall be substituted; and

(iv) for sub-section (4), the following sub-section shall be substituted, namely:—

"(4) upon the expiry of this Act, the provisions of section 4 of the Interpretation and General Clauses Act, 1125, shall apply as if this Act had been repealed by an Act of the Kerala State Legislature.".

3. *Amendment of section* 5.—In clause (d) of sub-section (1) of section 5 of the principal Act, for the words, brackets and figures "sub-section (1) of section 23 of the Land Acquisition Act, 1894", the following shall be substituted, namely:—

"sub-section (1) of section 23 of the Land Acquisition Act, 1894 (Central Act 1 of 1894) or sub-section (1) of section 22 of the Land Acquisition Act (Cochin Act II of 1070) or sub-section (1) of section 22 of the Land Acquisition Act (Travancore Act XI of 1089), as the case may be".

4. *Amendment of section* 9.—In the explanation to sub-section (1) of section 9 of the principal Act, for the words "Malabar district", the words "State of Kerala" shall be substituted.

5. *Amendments to the Travancore-Cochin Public Safety Measures Act*, 1950.—In the Travancore-Cochin Public Safety Measures Act, 1950 (Act V of 1950),—

(i) Sections 3 to 7 (both inclusive) shall be omitted;

(ii) in section 14,—

(a) in sub-section (1), for the words and figures "sections 3, 4, 7, 11 or 13", the words and figures "section 11 or 13" shall be substituted; and

(b) sub-section (2) shall be omitted.

B. RAMAKRISHNA RAO,
GOVERNOR.

PRINTED AND PUBLISHED BY THE S. G. P. AT THE GOVERNMENT PRESS, TRIVANDRUM, 1958.